

Steven M. Chabre, SBN 173271  
The Law Office of Steven M. Chabre  
1335 Park Avenue  
Alameda, CA 94501  
(510) 749-1440  
(510) 749-0466 (fax)  
[chabre66@yahoo.com](mailto:chabre66@yahoo.com)

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Attorney for Plaintiff

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

## **STIPULATION**

Plaintiff, Nasser Esa, and defendants, Lockheed Martin Flexible Benefits Plan ("the Flex Plan"), Lockheed Martin Group Universal Life Plan ("the Universal Life Plan"), Life Insurance Company of North America ("LINA"), and The Prudential Insurance Company of America ("Prudential") stipulate to the following:

The parties scheduled a mediation session for May 31, 2011 with Michael Loeb, Esq. as the mediator. Defendant Prudential did not attend the mediation because of a scheduling conflict that arose for Prudential's attorney. Plaintiff and defendants LINA and the Flex Plan went ahead with the May 31 mediation and agreed to settle plaintiff's first cause of action. Plaintiff and LINA have not yet exchanged the consideration called for in their settlement, but they will shortly.

Plaintiff and defendants Prudential, the Flex Plan, and the Group Universal Life Plan intend to complete the mediation and are attempting to find a mutually agreeable date with the mediator for the follow-up session.

Consequently, the parties respectfully request that the Court continue the ADR compliance date to July 8, 2011 and the case management conference until July 29, 2011.

Date: June 3 ,2011 WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP

By: /s/  
Sean Nalty  
Attorneys for Defendants  
LOCKHEED MARTIN FLEXIBLE BENEFITS PLAN  
and LIFE INSURANCE COMPANY OF NORTH  
AMERICA

Date: June 3, 2011 GORDON & REES LLP

GORDON & REES LLP

By: /s/  
Tad Devlin  
Attorneys for Defendants  
LOCKHEED MARTIN FLEXIBLE BENEFITS PLAN,  
LOCKHEED MARTIN GROUP UNIVERSAL LIFE  
PLAN and THE PRUDENTIAL INSURANCE  
COMPANY OF AMERICA

1  
2 Date: June 3, 2011

THE LAW OFFICE OF STEVEN M. CHABRE

3  
4 By: /s/

5 Steven M. Chabre  
6 Attorneys for Plaintiff  
NASSER ESA

7  
8  
9 ORDER

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11 PURSUANT TO STIPULATION, IT IS SO ORDERED that the ADR compliance  
12 date is continued to July 8, 2011 and the Case Management Conference is continued to July 29,  
13 2011.

14  
15 Date: June 8, 2011.

16   
17 JEREMY FOGE  
United States District Judge